DAC  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lund, R. et al.

Serial No.: 09/873,933

Filed: June 4, 2001

For: SYSTEM FOR CORRELATING A  
SUBSCRIBER UNIT WITH A  
PARTICULAR SUBSCRIBER IN A  
PASSIVE OPTICAL NETWORK

Case No.: 09775810-0035

Group Art Unit: 2634

Examiner: Taylor, B. W.

## Certificate of Mailing (37 CFR 1.8(a))

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Date of Deposit: February 13, 2004

*Paula M. Theismann* 2/13/04  
Paula M. Theismann Date

TRANSMITTAL LETTER

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OFFICE OF PETITIONS

Dear Sir:

Enclosed herewith is a Petition For Revival of an Application For Patent  
Abandoned Unintentionally Under 37 CFR 1.137(b) of Robert M. Lund et al. in the  
above-identified patent application. Also enclosed are the following:

Response to First Office Action ( 4 pages)  
Credit Card Payment Form (1 page - in duplicate)  
Return Receipt Postcard.

The Commissioner is hereby authorized to charge any additional fees  
required, as well as any patent application processing fees associated with this  
communication for which full payment has not been tendered to Deposit Account  
No. 19-3140. A duplicate copy of this sheet is enclosed.

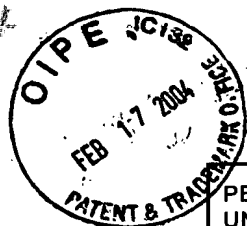
Respectfully submitted,

SONNENSCHN NATH &amp; ROSENTHAL LLP

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By:

*David Rozenblat*  
David Rozenblat  
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#7

PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)  
09775810-0035

First named inventor: Robert M. Lund

Application No.: 09/873,933

Group Art Unit: 2643

Filed: June 4, 2001

Examiner: Barry W. Taylor

Title: System for Correlating a Subscriber Unit with a Particular Subscriber In a Passive Optical Network

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Petitions Information at (703)305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

☒ Small entity - fee \$665.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☐ Other than small entity - fee \$\_\_\_\_\_ (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in  
the form of Response to First Office Action (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

02/19/2004 AWONDAF1 00000025 09873933

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3. Terminal disclaimer with disclaimer fee

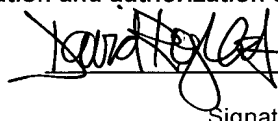
- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

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February 13, 2004

Date



Signature

Telephone

Number: (312) 876 8000

David Rozenblat, Reg. No. 47,044

Typed or printed name

SONNENSCHNATH & ROSENTHAL LLP

P. O. Box 061080  
Sears Tower, Wacker Drive Station  
Chicago, Illinois 60606-1080  
Address

Enclosures: ☐ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☒ Other : Credit Card Payment Form

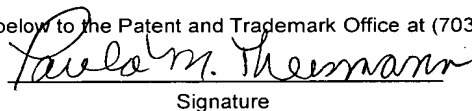
**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]**

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- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
- ☐ transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

February 13, 2004

Date



Signature

Paula M. Theismann

Typed or printed name of person signing certificate